IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

MONDAY, THE 26TH NOVEMBER 2007 / 5TH AGRAHAYANA 1929

WP(C).No. 34858 of 2007(Y)

PETITIONER:

KUNJABDULLA, KINARULLATHIL HOUSE,
PALLIKUNNU P.O., KALPETTA, WAYANADU DISTRICT.

BY ADV. SRI.C.R.SIVAKUMAR
SMT.G.VIDYA

RESPONDENTS:

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1. THE DISTRICT COLLECTOR, COLLECTORATE,
KALPETTA. WAYANADU DISTRICT.

2. THE KERALA STATE FINANCIAL ENTERPRISES
REPRESENTED BY THE BRANCH MANAGER, KALPETTA.

3. THE SPECIAL DEPUTY TAHSILDAR (RR)
OFFICE OF THE SPECIAL DEPUTY TAHSILDAR (RR)
THE KSFE LTD., KALLAYI ROAD, KOZHIKODE DISTRICT.

BY ADV. SRI.M.SASINDRAN, SC, K.S.F.E., LTD.
R1 BY GOVERNMENT PLEADER SRI.BEJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI, J.

W.P.(C).No.34858 of 2007 Y

Dated this the 26th day of November, 2007.

JUDGMENT

Petitioner, who availed a loan from the 2nd respondent to the tune of Rs.50,000/-, defaulted repayment of the same. According to the petitioner, a portion of the amount has been paid. Since there was default, the 2nd respondent initiated proceedings under the Revenue Recovery Act. Ext.P2 is a notice proposing sale of a property belonging to the petitioner. Learned counsel for the petitioner submits that the petitioner is ready to pay the amount due.

2. I heard standing counsel for the Company also. Writ petition is disposed of permitting the petitioner to file a representation requesting for a revised repayment schedule and undertaking to pay the balance. Representation shall be filed within a period of four weeks from today. If so filed, the 2nd respondent shall consider the same permitting repayment either in lump or in instalments and the petitioner shall

adhere to such orders, which shall be passed within two months from the date of receipt of the representation. The sale of the property pursuant to Ext.P2 shall be kept in abeyance till a decision is taken on the representation, as aforementioned, provided, the petitioner pays an amount of Rs.10,000/- within four weeks from today, along with the representation.

Sd/-
(V.GIRI)
JUDGE

sk/

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P.S. To Judge.